

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: Nov 10, 05

Betty M. Dabosh
Signature
Betty M. Dabosh
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of _____
(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here: the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

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Date: 10 Nov-05

Signature

Printed/Typed Name

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(Title)

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Date: Nov. 25, 2005

Andrea Ellington-Peyerl
Signature

ANDREA ELLINGTON-PEYERL
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are
acting as: _____ of
(Title)

(Corporate, Trust, Partnership or other entity)

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Date: 10-20-05

Lee Fairer
Signature

LEE Fairer
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are
acting as: _____ of
(Title)

(Corporate, Trust, Partnership or other entity)

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Date: 10-20-05

ROBERT L
Signature

ROBERT FAIRBANK
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: _____ of
(Title)

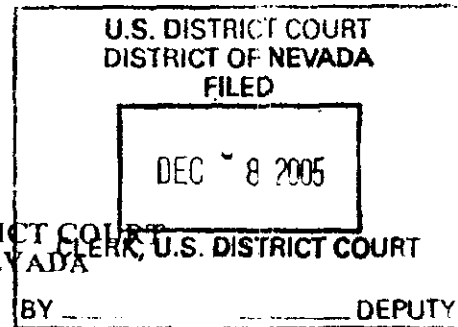
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
)
Plaintiff,) In Equity No. C-125-ECR
) Subfile No. C-125-B
WALKER RIVER PAIUTE TRIBE,)
) **DISCLAIMER OF INTEREST IN**
Plaintiff-Intervenor,) **WATER RIGHTS AND NOTICE OF**
) **RELATED INFORMATION AND**
v.) **DOCUMENTATION SUPPORTING**
) **DISCLAIMER**
WALKER RIVER IRRIGATION)
DISTRICT,)
a corporation, et al.,)
)
Defendants.)

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the Case Management Order (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk
United States District Court for the District of Nevada
400 South Virginia Street, Suite 301
Reno, NV 89501

And

Susan L. Schneider
United States Department of Justice
P.O. Box 756
Littleton, CO 80160

In addition, because the undersigned sold or otherwise conveyed ownership of all of the

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☒ Deed *SEE ATTACHED LIST*
☐ Court Order
☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 20 day of Oct 2005

R. C. F. H.

[signature of counter-defendant]

ROLAND FAIFEKEK

[name of counter-defendant]

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☒ Deed — SEE ATTACHED LIST
☐ Court Order
☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 20 day of Oct 2005.

Lee Faiferer

[signature of counter-defendant]

LEE FAIFERER

[name of counter-defendant]

Mr. I. Seward / ^{Mrs} Joyce Seward
P.O. Box 125 Wellington 89444

Mr. I. SWART / Mrs V. Swart
2570 GRAVENSTEIN Hwy So
Sebastopol, CA 95472

Mr Devere BARKER
Rightway Investments LLC
1955 Baring Blvd
Sparks, NV 89434

Pinion Ranch Estates LLC
423 Claire Court
Independence Mo. 84460

** THIS IS AN UNOFFICIAL COPY **

APN# 009-042-03

RPPTS 429.00
 STEWART TITLE COMPANY
 MAIL TAX STATEMENTS TO:
 AS BELOW

WHEN MAILED MAIL TO:
 (GRAMM)
 423 CHURCH COURT
 (SANDHURST) NV 89460

318232

OFFICIAL RECORDS
 LYON COUNTY, NEV.
 RECORD REQUESTED BY

STEWART TITLE OF Cuba

MARY C. WILLISAN
 COUNTY RECORDER

Fee 16.00 of NY

(Space Above for Recorder's Use Only)

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH That ROLAND FAIFERREK AND LEE FAIFERREK,
 HUSBAND AND WIFE

in consideration of \$10.00, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell
 and Convey to PIMION RANCH ESTATES, LLC, A NEVADA LIMITED
 LIABILITY COMPANY

and to the heirs and assigns of such Grantee forever, all that land property situated in the
 unincorporated area County of LYON State of Nevada, bounded and described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in
 anywise appertaining, and any reversions, remainders, rents, issues or profits thereof.

DATE: March 26, 2004

Roland Faiferre
 ROLAND FAIFERREK

Lee Faiferre
 LEE FAIFERREK

STATE OF NEVADA
 COUNTY OF DOUGLAS



This instrument was acknowledged before me on 3-30-04
 by ROLAND FAIFERREK and LEE FAIFERREK

Signature

L. Hendrick
 Notary Public (One inch margin on all sides of document for Recorder's Use Only)

318232

*** THIS IS AN UNOFFICIAL COPY ***

LEGAL DESCRIPTION

Order No. 04010671004

The land referred to herein is situated in the State of Nevada,
County of LYON COUNTY, described as follows:

All that real property in the County of Lyon, State of Nevada,
specifically described as:

That certain Parcel of land known as "THE GREEN AREA", as shown
on the Final Map of Bluebird Estates Unit One, recorded in the
Official Records of Lyon County, Nevada, on June 19, 1981, as
Document No. 61050.

ASSESSOR'S PARCEL NO. 9-041-03

*** THIS IS AN UNOFFICIAL COPY ***

ESCROW NO. 040700711

Together with all water rights, surface or ground,
permitted, certificated, adjudicated, or vested, as well as
all wells, springs, and other rights to water, of any nature
whatsoever, appurtenant to or historically used on the
property.

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 348432

10/19/2005 00:47 PM
Official Record

Requested By
JOHN GILBERT

Lyon County - NV
Recorded By: William R. Sorenson



6344432

RPTT. 44875

WATER RIGHTS GRANT DEED

THIS DEED, made and entered into this 15 day of April, 2005, by and between ROLAND and JOYCE FAIFEREK, husband and wife, party of the first part, and JOHN and JOYCE NEWKIRK, party of the second part; P.O. Box 125
Wellington, NV 89406

WITNESSETH:

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the said party of the first part hereby grants, transfers and conveys unto the said party of the second part, all right title and interest in 3.03 acre-feet of those water rights evidenced in Nevada Permit Number 66524, see application to change 72180, and 3.03 acre feet of those water rights evidenced in Nevada Permit: 68043, see application to change 72181, to be utilized only on the described property: That certain piece and parcel of real property known as Lyon County Assessor's Parcel No.10-761-44, and more particularly described as follows.

All that certain property situate in the County of Lyon, State of Nevada,
within the West portion of Section 5, T. 9N., R. 1E., S.D.B.&M.

UNOFFICIAL COPY

*** THIS IS AN UNOFFICIAL COPY ***



348432

04/19/2005
002 of 2

IN WITNESS WHEREOF, the party of the first part has executed this conveyance

ROLAND FAIFEREK
ROLAND FAIFEREK

LEE FAIFEREK
LEE FAIFEREK

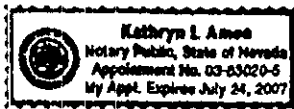
ACKNOWLEDGMENT

STATE OF NEVADA)
COUNTY OF Cassidy

On 4-15 2005 before me, [Signature]

Notary Public, personally appeared ROLAND FAIFEREK and LEE FAIFEREK, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument, the persons, or the entity upon behalf of which the persons acted, executed the instrument

WITNESS my hand and official seal.



[Signature]
NOTARY PUBLIC

"UNOFFICIAL COPY"

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
DECLARATION OF VALUE

DOC H DV-348432

04/19/2006 09:47 AM
Official RecordRecorded by
JAN 15/06

Nancy L. Hildreth - Recorder

Page 1 of 1 Fee: \$15.00
Recorded by: RCH RPT: \$40.75

1. Accession Parcel Number(s)

b) _____
c) 90-766-44
d) _____

2. Type of Property:

- a) ☐ Vacant Land b) ☐ Single Fam. Res.
 c) ☐ Condo/Townhome d) ☐ 2-4 Plex
 e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l
 g) ☐ Agricultural h) ☐ Mobile Home
 i) ☐ Other 12-1/2

FOR RECORDERS OPTIONAL USE ONLY

DOCUMENT/INSTRUMENT # _____

BOOK _____ PAGE _____

DATE OF RECORDING: _____

NOTES: Verification of Sale priceprovided

3. Total Value/Sales Price of Property:

Deed in Lieu of Foreclosure Only (Value of property)

Transfer Tax Value:

Real Property Transfer Tax Due:

\$ 12,120.00

(\$ _____)

\$ _____

\$ 48.75

4. If Exemption Claimed:

a. Transfer Tax Exemption per NRS 375.000 Section # _____

b. Explain Reason for Exemption: _____

5. Partial Interest: Percentage being transferred: _____

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest of 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: [Signature] Capacity: Buyer

Signature: _____ Capacity: _____

SELLER (GRANTOR) INFORMATION

(REQUIRED)

Print Name: Robert Lee Enferek Address: P.O. Box 115
 City: Smith State: NV Zip: 89430

BUYER (GRANTEE) INFORMATION

(REQUIRED)

Print Name: John F. Jensen Address: P.O. Box 125
 City: Wellington State: NV Zip: 89444

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____

Address: _____

City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

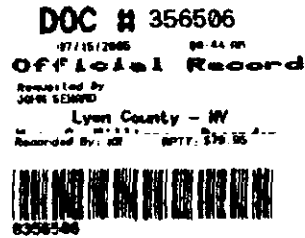
*** THIS IS AN UNOFFICIAL COPY ***

John Seward

PO Box 125

89444

APN 10-761-43



WATER RIGHTS GRANT DEED

THIS INDENTURE made and entered into this 14 day of JULY, 2005, by and between ROLAND and JOYCE WIEREK, husband and wife, party of the first part, and JOHN and JOYCE SEWARD, party of the second part;

WITNESSETH:

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the said party of the first part hereby grants, transfers, and conveys unto the said party of the second part, all right, title and interest in 5.11 acre-feet of those water rights evidenced in Nevada Application/Permit Number 36524 Certificate 72180, and 5.11 acre-feet of those water rights evidenced in Nevada Application/Permit Number 38043 Certificate 72181, to be utilized on the following described property: That certain piece and parcel of real property known as Lyon County Assessor's Parcel No. 10-761-43, and more particularly described as follows:

All that certain property situate in the County of Lyon, State of Nevada, within the West portion of Section 5, T. 9N., R. 24E., M.D.B.&M.

This transfer is bound by a promissory note and the above water rights may not be sold, transferred, or otherwise encumbered until said note is satisfied.

*** THIS IS AN UNOFFICIAL COPY ***



355546

07/15/2005
002 of 2

IN WITNESS WHEREOF, the party of the first part has executed this conveyance
the day and year first above written.

Roland Faiferek
ROLAND FAIFEREK

Lee Faiferek
LEE FAIFEREK

ACKNOWLEDGEMENT

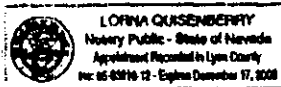
STATE OF NEVADA

COUNTY OF Lyon

ON July 21, 2005 before me, Lorna Quisenberry

Notary Public, personally appeared ROLAND FAIFEREK and LEE FAIFEREK,
personally known to me (or proved to me on the basis of satisfactory evidence) to be the
persons whose names are subscribed to the within instrument and acknowledged to me
that they executed the same in their authorized capacities, and that by their signatures on
the instrument, the persons executed the instrument.

WITNESS my hand and official seal.



Lorna Quisenberry
NOTARY PUBLIC

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
DECLARATION OF VALUE

DOC H DV-356506

8/15/2005 09:44 AM
Official RecordRequested By
JOHN CLARK

Mary C. Hilligan - Recorder

Page 1 of 1 Fee: \$15.00
Recorded By: KR RPT: \$79.95

1. Assessor's Parcel Number(s)
 a) _____
 b) _____
 c) _____
 d) _____
2. Type of Property:
 a) ☐ Vacant Land b) ☐ Single Fam. Res.
 c) ☐ Condo/Townhome d) ☐ 2-4 Plex
 e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l
 g) ☐ Agricultural h) ☐ Mobile Home
 i) ☐ Other _____

FOR RECORDERS OPTIONAL USE ONLY

DOCUMENT/INSTRUMENT # _____
 BOOK _____ PAGE _____
 DATE OF RECORDING: _____
 NOTES: _____

3. Total Value/Sales Price of Property: \$ 20,440.00
 Deed in Lieu of Foreclosure (only value of property) (_____)
 Transfer Tax Value: \$ _____
 Real Property Transfer Tax Due: \$ 79.95

4. If Exemption Claimed:

- a. Transfer Tax Exemption per NRS 375.090, Section # _____
 b. Explain Reason for Exemption: _____

5. Partial Interest: Percentage being transferred: _____

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest of 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally held liable for any additional amount owed.

Signature: Lee Roland Fairerok Capacity: Grantor
 Signature: _____ Capacity: _____

SELLER (GRANTOR) INFORMATION
(REQUIRED)

Print Name: Lee Roland Fairerok
 Address: PO Box 115
 City: Spangula
 State: NV Zip: 89431
 State: NV Zip: 89431

BUYER (GRANTEE) INFORMATION
(REQUIRED)

Print Name: John Sewagen
 Address: PO Box 125
 City: Wallington
 State: NV Zip: 89444
 State: NV Zip: 89444

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____
 Address: _____
 City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 356468

07/14/2005 03:31 PM

Official Record

Requested By
JOHN SEWARD

Lyon County - NV

Recorded By: DLM RPT: ECR 06



0356468

John Seward
P.O. Box 125
Wellington NV.
89444

WATER RIGHTS GRANT DEED

THIS INDENTURE made and entered into this 14 day of JULY, 2005, by and between ROLAND and LEE MAIFEREK, husband and wife, party of the first part, and JOHN and JOYCE SEWARD, party of the second part;

WITNESSETH:

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the said party of the first part hereby grants, transfers and conveys unto the said party of the second part, all right, title and interest in 15 acre-feet of those water rights evidenced in Nevada Application/Permit Number 36524 Certificate 72180, and 25 acre-feet of those water rights evidenced in Nevada Application/Permit 38043 Certificate 72181, to be utilized on the following described property: That certain piece and parcel of real property known as Lyon County Assessor's Parcel No. 0-761-43, and more particularly described as follows:

All that certain property situate in the County of Lyon, State of Nevada, within the West portion of Section 5, T. 9N., R. 24E., M.D.B. & M.

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
DECLARATION OF VALUE

DOC # DV-355468

02/14/2006 09:31 PM
Official RecordRequested By
JOHN SEDERO

Mary C. Milligan - Recorder

Page 1 of 1 Fee: \$15.00
Recorded By: DLJ WFT: \$200.00

1. Assessor's Parcel Number(s)
a) _____
b) _____
c) _____
d) _____
2. Type of Property:
a) ☐ Vacant Land b) ☐ Single Fam. Res.
c) ☐ Condo/Townhome d) ☐ 2-4 Plex
e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l
g) ☒ Agricultural h) ☐ Mobile Home
i) ☐ Other _____

FOR RECORDERS OPTIONAL USE ONLY

DOCUMENT/INSTRUMENT # _____

BOOK _____ PAGE _____

DATE OF RECORDING: _____

NOTES: Proof Provided

3. Total Value/Sales Price of Property: \$ 100,000.00
Died in Lieu of Foreclosure (only value of property) _____
Transfer Tax Value: \$ _____
Real Property Transfer Tax Due: \$ 370.00
4. If Exemption Claimed:
a. Transfer Tax Exemption per NRS 375.000 Section # _____
b. Explain Reason for Exemption: _____
5. Partial Interest: Percentage being transferred: _____

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: [Signature] Capacity: Buyer
Signature: _____ Capacity: _____

SELLER (GRANTOR) INFORMATION
(REQUIRED)

Print Name: Paul F. Fick
Address: Smith
City: Wellspring
State: NV Zip: 89407

BUYER (GRANTEE) INFORMATION
(REQUIRED)

Print Name: John Sedero
Address: P.O. Box 125
City: Wellspring
State: NV Zip: 89444

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____
Address: _____
City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

*** THIS IS AN UNOFFICIAL COPY ***

APN: 10-301-10
Recording Requested;
when recorded, mail to:
John J. and Veronica L. Zwart
2570 Gravenstein Hwy. So.
Sebastopol, CA 95472

Mail To: State of
John J. and Veronica L. Zwart
2570 Gravenstein Hwy. So.
Sebastopol, CA 95472

DOC # 338092
12/16/2004 11:52 AM
Official Record
Recorded By
JOHN J. ZWART
Lyon County - NV
RECEIVED
6338092

WATER RIGHTS GRANT DEED

THIS INDENTURE, made and entered into this 13th day of December, 2004, by and between ROLAND and LEE FAIFER, husband and wife, party of the first part, and JOHN J. and VERONICA L. ZWART, husband and wife as joint tenants, party of the second part;

WITNESSETH:

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the said party of the first part hereby grants, transfers, and conveys unto the said party of the second part, a right, title and interest in twenty (20) acre-foot of those water rights evidenced in Nevada Application/Permit Number 36524, Certificate 12481, to be utilized only on the following described real property: That certain piece and parcel of real property known as Lyon County Assessor's Parcel No. 10-301-10 and more particularly described as follows:

All that certain real property situate in the County of Lyon, State of Nevada, within the West portion of Section 23, T. 11 N., R. 22 E., M.D.B.&M., described as follows:

Parcel 1 as shown on that certain Parcel Map for Finn R., William B., & Judith A. Jacobsen, filed in the office of the Lyon County Recorder on August 7, 1995 as document No. 184676.

Excepting therefrom that certain Parcel conveyed to Sierra Pacific Power Company by Deed recorded March 10, 1945 in Book 35, page 512, Deed Records of Lyon County, Nevada.
page 512, Deed Records of Lyon County, Nevada.

THIS IS AN UNOFFICIAL COPY



330932

12/14/2004
002 of 2

any and your instructions without

Roland Faiferek
ROLAND FAIFEREK

Lee Faiferek
LEE FAIFEREK

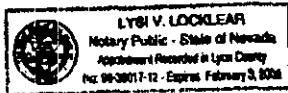
ACKNOWLEDGMENT

STATE OF NEVADA)
COUNTY OF Clark) ss.

On 13th December, 2004 before me,
Notary Public, personally appeared ROLAND FAIFEREK and LEE FAIFEREK, personally
known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose
names are subscribed to the within instrument, and acknowledged to me that they executed the
same in their authorized capacities, and that by their signatures on the instrument, the persons, or
the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

Seal



Lyle V. Locklear
NOTARY PUBLIC

*** THIS IS AN UNOFFICIAL COPY ***

STATE OF NEVADA
DECLARATION OF VALUE

1. Assessor's Parcel Number(s):
 a) _____
 b) _____
 c) _____
 d) _____

2. Type of Property:
 a) ☐ Vacant Land b) ☐ Single Fam. Res.
 c) ☐ Condo/Townhome d) ☐ 2-4 Plex
 e) ☐ Apt. Bldg f) ☐ Comm./Ind'l
 g) ☐ Agricultural h) ☐ Mobile Home
 i) ☒ Other Commercial

3. Total Value/Sales Price of property:
 Deed in Lieu of Foreclosure (only value of property)
 Transfer Tax Value:
 Real Property Transfer Tax Due:

FOR RECORDERS OPTIONAL USE ONLY

DOCUMENT/INSTRUMENT #: _____
 BOOK _____ PAGE _____
 DATE OF RECORDING: _____
 NOTES: Purchase Agreement provided

\$ 40,000
 (\$ _____)
 \$ _____
 \$ 156.00

4. If Exemption Claimed:
 a. Transfer Tax Exemption per NRS 375.009 Section # _____
 b. Explain Reason for Exemption: _____

5. Partial Interest: Percentage being transferred: _____

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: [Signature] Capacity: Grantor
 Signature: [Signature] Capacity: Buyer

SELLER (GRANTOR) INFORMATION
(REQUIRED)

Print Name: James Lee Fisher
 Address: PO Box 45
 City: Sparks Valley
 State: NV Zip: 89430

BUYER (GRANTEE) INFORMATION
(REQUIRED)

Print Name: Veselin & Sonja Todor
 Address: 3370 Empressway Blvd
 City: Sparks
 State: CA Zip: 95976

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____
 Address: _____
 City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 360216
09/22/2005 04:12 PM
Official Record

Recorded By:
STEWART TITLE NORTHERN
Lyon County - NV
Mary C. Milligan - Recorder



8346216

A.P.N.# 010-181-13
R.P.T. #
Recorded Requested By:
Stewart Title of Northern Nevada
Main Tax Statements To:
Sent As Below
When Recorded Mail To:
Grantee
1955 Barna Blvd
Sparks, NV 89435

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That Roland Faltersk and Lee Faltersk, husband and wife for valuable consideration, the receipt of which is hereby acknowledged, date hereby Grant, Bargain Sell and Convey to RIGHTWAY INVESTMENTS SMITH VALLEY, U.C, a Nevada limited liability company

and to the heirs and assigns of each Grant forever, all that real property situated in the County of Lyon, State of Nevada, bounded and described as follows:

See Exhibit "A" attached hereto and by reference made a part hereof for complete legal description
Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainders, rents, issues or profits thereof.

Dated: 8/20/05

Roland Faltersk

Lee Faltersk

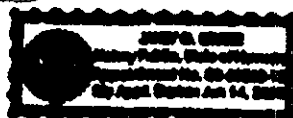
State of Nevada

County of Lyon

This instrument was acknowledged before me on

by Roland Faltersk and Lee Faltersk

Signature: Notary Public



THIS IS AN UNOFFICIAL COPY



368216

08/23/2005
082 of 2

**EXHIBIT "A"
LEGAL DESCRIPTION**

Order No.: 05012503MM

The land referred to herein is situated in the State of Nevada,
County of LYON COUNTY, described as follows:

OF A PORTION OF THE LAND SITUATED IN THE E 1/2, SECTION 31, T
12N., R 21E., S 1/4, IN LYON COUNTY, NEVADA. MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SECTION 31, T. 12 N., R. 24 E.,
N.D.B.M. MARKED WITH A 5/8" REBAR AND BRASS TAG STAMPED PLS
4248 SAID POINT ALSO BEING THE POINT OF BEGINNING. THENCE
RUNNING ALONG THE WEST LINE OF THE NE 1/4 OF SAID SECTION 31, N
00°48'17" W, 656.11 FEET TO A POINT MARKED WITH A 5/8" REBAR
AND ALUM CAP STAMPED PLS 12468, THENCE, N 89° 28'32" E, 1246.45
FEET TO A POINT MARKED WITH A 5/8" REBAR AND ALUM CAP STAMPED
PLS 12468, THENCE, S 00°54'17" E, 553.58 FEET, TO A POINT
MARKED WITH A 5/8" REBAR AND ALUM CAP STAMPED PLS 12468,
THENCE, N 87°59'10" E, 1412.76 FEET, TO A POINT MARKED WITH A
5/8" REBAR AND BRASS TAG STAMPED PLS 12468, THENCE, S 80°59'56"
E, 147.28 FEET, TO THE E 1/4 COR. OF SAID SECTION 31, MARKED
WITH A 5/8" REBAR AND ALUM CAP STAMPED PLS 12468, THENCE, S
00°58'51" E, 2680.67 FEET TO THE SE COR. OF SAID SECTION 31,
MARKED WITH A STEEL FENCE POST AND BRASS TAG STAMPED PLS 4248,
THENCE, S 89°52'36" W, 2668.74 FEET TO THE S 1/4 COR. OF SAID
SECTION 31 MARKED WITH A 5/8" REBAR AND BRASS TAG STAMPED PLS
4248, THENCE, N 00°48'17" W, 2667.95 FEET TO THE POINT OF
BEGINNING.

"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.110, THE HEREIN
ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT DATED JUNE
14, 2002, AS FILE NO. 278340, RECORDED IN THE OFFICIAL RECORDS
OF LYON COUNTY, STATE OF NEVADA."

ASSESSOR'S PARCEL NO. 10-181-13

*** THIS IS AN UNOFFICIAL COPY ***

DOC # DV-360216
02/21/2006 04:12 PM
Official Record

Submitted by
STEWART TITLE NORTHERN

Page 1 of 2 Fee: \$15.00
Recorded 2:11 PM RPT: 20,940.00

STATE OF NEVADA

1. Assessor Parcel Number(s)

a) 10-161-13
b) _____
c) _____
d) _____

FOR RECORD

Document/in

Book

Date of Recd

Notes:

2. Type of Property

a) ☒ Vacant Land b) ☐ Single Family Residence
c) ☒ Condo/Townhome d) ☐ 2-4 Floor
e) ☒ Apartment Bldg. f) ☐ Commercial/Industrial
g) ☐ Aged Care h) ☐ Mobile Home
i) ☒ Other AGRICULTURAL WITH RESIDENCE

3. Total Value/Sale Price of Property

\$2,561,000.00

Deed in Lieu of Foreclosure Only (Value of Property)

\$2,561,000.00

Transfer Tax Value

\$9,945.00

Real Property Transfer Tax

9,945.00

4. Exemption Claimed:

a. Transfer Tax Exemption, per NRS 360.080, Section:

b. Explain Reason for Exemption:

5. Partial Interest: Percentage being transferred: 100% %

The undersigned declare and acknowledge, under penalty of perjury, pursuant to NRS 375.080 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month. Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature:

ROLAND FAJEROK

Capacity:

GRANTOR

Signature:

Devere Barker

Capacity:

GRANTEE

SELLER (GRANTOR) INFORMATION

Print Name: Roland Fajerok

Address: PO Box 115

City/State/Zip: Smith NV 89430

BUYER (GRANTEE) INFORMATION

Print Name: Devere Barker

Address:

City/State/Zip:

COMPANY/PERSON REQUESTING RECORDING (required if not the Seller or Buyer)

Company Name: Stewart Title of Northern Nevada

Escrow No: 605444-26

Address: 5355 Kietzke Lane, Suite 103

City: Reno

State: NV

Zip: 89511

City: Reno

State: NV

Zip: 89511

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

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I HAVE READ THIS AND KNOW THE CONTENTS

NV-368215
08/23/2005
002 of 2

STATE OF NEVADA

1. Assessor Parcel Number(s)

- a) 10-181-13011
- b) _____
- c) _____
- d) _____

FOR RECORDER'S OPTIONAL USE ONLY

Document/Instrument No. _____

Book _____ Page _____

Date of Recording: _____

Notes: _____

2. Type of Property

- a) ☒ Vacant Land
- b) ☐ Single Family Residence
- c) ☐ Condominium
- d) ☐ 2-4 Plex
- e) ☐ Apartment Bldg.
- f) ☐ Commercial/Industrial
- g) ☐ Agricultural
- h) ☐ Mobile Home
- i) ☐ Other _____

3. Total Value/Sales Price (or Fair Market Value) _____ \$2,551,000.00

(Used in Lieu of Foreclosure, (Value of Property) _____)

Transfer Tax Value _____ \$2,551,000.00

Local Property Transfer Tax Due: _____ \$9,945.00

4. If Exemption Claimed:

- a. Transfer Tax Exemption, per NRS 375.090(3) Section: _____
- b. Explain Reason for Exemption: _____

5. Partial Interest: Percentage being transferred: 100%

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.090 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month. Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: _____

Capacity: _____

Signature: Roland FaltorekCapacity: Grantor

SELLER (GRANTOR) INFORMATION

Print Name: Roland Faltorek

Address: P.O. Box 115

City/State/Zip: Smith, NV 89430

BUYER (GRANTEE) INFORMATION

Print Name: RIGHTWAY INVESTMENTS SMITH VALLEY, L.C.

Address: 1955 Baring Blvd

City/State/Zip: Sparks, NV 89434

COMPANY/PERSON REQUESTING RECORDING (required if not the Seller or Buyer)

Company Name: Stewart Title of Northern Nevada Escrow No: 505444-25Company Name: Stewart Title of Northern Nevada Escrow No: 505444-25Address: 5355 Ketchikan Lane, Suite 103City: Reno State: NV Zip: 89511

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

*** THIS IS AN UNOFFICIAL COPY ***

DOC # 360217
08/23/2005 04:16 PM
Official Record

Requested By
STEWART TITLE MATHEWS
Lyon County - NV
Mary C. Milligan - Recorder



8368217

A.P.N.# 010-191-15 & 16
RPTT 04-051-10
Recording Requested By:

Stewart Title of Northern Nevada

Make Tax Statements To:
Same As Below

When Recorded Mail To:

Grantee
1855 Barker Rd
Sparks, NV 89410

GRANT, BARGAIN, SALE DEED

THIS INCENTURE WITNESSETH: That Roland Fellersk and Lee Fellersk, husband and wife for valuable consideration, the receipt of which is hereby acknowledged, does hereby Grant, Bargain Sell and Convey to RIGHTWAY INVESTMENTS SANTA VALLEY, LLC, a Nevada limited liability company

and to the heirs and assigns of such Grantee forever, all that real property situated in the County of Lyon, State of Nevada, bounded and described as follows:

See Exhibit "A" attached hereto and by reference made a part hereof for complete legal description
Together with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and any revenues, remainders, rents, issues or profits thereof.

Dated: 8/20/05

Roland Fellersk
Roland Fellersk

Lee Fellersk
Lee Fellersk

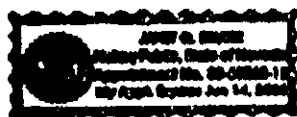
State of Nevada } ss.

County of Lyon

This instrument was acknowledged before me on Aug 20, 2005

by: Roland Fellersk and Lee Fellersk

Signature: [Signature]
Notary Public



*** THIS IS AN UNOFFICIAL COPY ***



360217

04/23/2005
002 of 2

**EXHIBIT "A"
LEGAL DESCRIPTION**

(Order No.: 05012584M)

The land referred to herein is situated in the State of Nevada,
County of LEWIS COUNTY, described as follows:

BEING A PORTION OF SECTION 31, T12N, R24E, MDB&N, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

PARCELS A AND B AS SHOWN ON THAT CERTAIN MAP OF DIVISION INTO
LARGE PARCELS FOR ROLAND AND LEE FAIRBANK, RECORDED IN THE
OFFICIAL RECORDS OF LEWIS COUNTY, NEVADA ON JUNE 30, 2004 AS
DOCUMENT NO. 324655.

ASSESSOR'S PARCEL NO.'S 1-181-15 AND 16

NOTED

FILED

RECORDED

"UNOFFICIAL COPY"

*** THIS IS AN UNOFFICIAL COPY ***

DOC # DV-360217

01/23/2006 04:14 PM

Official Record

Requested By
STEWART TITLE NORTHERN

Page 1 of 2 Fee: \$15.00

Recorded By: RCH RPTT: 05,451.10

1. Assessor Parcel Number(s)
10-181-15 & 10-181-16

- a) _____
b) _____
c) _____
d) _____

FOR RECORDER'S

Document/Instrum
Book _____
Date of Recording: _____
Notes: _____

2. Type of Property

- a) ☐ Vacant Land b) ☐ Single Family Residence
c) ☐ Condominium d) ☐ 2-4 Plex
e) ☐ Apartment Building f) ☐ Commercial/Industrial
g) ☒ Agricultural h) ☐ Mobile Home
i) ☐ Other _____

3. Total Value/Sales Price of Property

\$1,449,000.00

Deed in Lieu of Foreclosure Only (Indicate if Property) ()

Transfer Tax Value \$1,449,000.00

Real Property Transfer Tax Due: \$5,851.10

4. If Exemption Claimed:

a. Transfer Tax Exemption, per NRS 375.030, Section: _____

b. Explain Reason for Exemption: _____

5. Partial Interest: Percentage being transferred: 100%

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.030 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month. Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: _____

Capacity: Grantor

Signature: _____

Capacity: Grantee

SELLER (GRANTOR) INFORMATION

Roland Fairbank

Print Name: _____

Address: P.O. Box 115
City/State/Zip Smith Valley, NV 89430

BUYER (GRANTEE) INFORMATION

RIGHTWAY INVESTMENTS

Print Name: SMITH VALLEY, LLC

Address: 1955 Baring Blvd
City/State/Zip Sparks, NV 89434

COMPANY/PERSON REQUESTING RECORDING (required if not the Seller or Buyer)

COMPANY/PERSON REQUESTING RECORDING (required if not the Seller or Buyer)

Company Name: Stewart Title of Northern Nevada Escrow No: 505447-25

Address: 5366 Kietzke Lane, Suite 103

City: Reno State: NV Zip: 89511

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

THIS IS AN UNOFFICIAL COPY

DV-366217
08/23/2005
002 of 2

1. Assessor's Parcel Number(s)
10-181-15 & 10-181-16

a. _____
b. _____
c. _____
d. _____

2. Type of Property

a) <input type="checkbox"/> Vacant Land	b) <input type="checkbox"/> Single Family Residence
c) <input type="checkbox"/> Condominium	d) <input type="checkbox"/> 2-4 Plex
e) <input type="checkbox"/> Apartment Bldg	f) <input type="checkbox"/> Commercial/Industrial
g) <input type="checkbox"/> Agriculture	<input type="checkbox"/> Mobile Home
i) <input type="checkbox"/> Other _____	

3. Total Value/Sales Price of Property: \$1,449,000.00
Deed in Lieu of Foreclosure Only (Not Used for Property) _____
Transfer Tax Value: \$1,449,000.00
Real Property Transfer Tax Due: \$5,811.10

4. Exemption Claimed:
a. Transfer Tax Exemption, per NRS 375.060, Section: _____
b. Explain Reason for Exemption: _____

5. Partial Interest: Percentage being transferred: 100%

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the disallowance of any claimed exemption or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month. Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature: Roland Fairerok Capacity: GRANTOR
Signature: _____ Capacity: _____

SELLER (GRANTOR) INFORMATION

Print Name: Roland Fairerok
Address: P.O. Box 115
City/State/Zip: Smith Valley, NV 89430

BUYER (GRANTEE) INFORMATION

Print Name: RIGHTWAY INVESTMENTS
Address: SMITH VALLEY, LLC
City/State/Zip: 1955 Baring Blvd Sparks, NV 89434

COMPANY/PERSON REQUESTING RECORDING (required if not the Seller or Buyer)

Company Name: Stewart Title of Northern Nevada Escrow No: 505447-25
Address: 5355 Kietzke Lane, Suite 103
City: Reno State: NV Zip: 89511

(A: A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

DOC # 383296
 09/26/2005 02:07 PM
Official Record
 Requested By
 BENEFITS COMMUNICATION
 Lyon County - NV
 Mary C. Milligan - Recorder
 Page 1 of 2 Fee: \$15.00
 Recorded By: KR RPTT:



0363296

909 Marina Village Pkwy
 PMB 245
 Alameda, CA 94501

RECORDING REQUESTED BY:

RICHARD FARRAR

DOLORES M. FARRAR

P. O. Box 211

Smith, Nevada 89430-

WHEN RECORDED MAIL TO:

SAME AS ABOVE

MAIL TAX STATEMENTS TO:

SAME AS ABOVE

Space above for Recorder's use only.

WARRANTY DEED

NOTICE: THIS CONVEYANCE IS TO A TRUST NOT PURSUANT TO A SALE AND IS EXEMPT FROM TAX AND THE UNDERSIGNED ARE THE DECLARANTS AND TRUSTEES ON THE EFFECTIVE DATE OF THIS INSTRUMENT.

DOCUMENTARY TRANSFER TAX \$ NONE

— Computed on full value of property conveyed
 — or computed on full value less liens and encumbrances remaining at time of sale

Richard Farrar
 RICHARD FARRAR

APN: 9-152-02

We, RICHARD FARRAR and DOLORES M. FARRAR, Husband and Wife, as joint tenants,

do hereby grant to RICHARD FARRAR and DOLORES M. FARRAR, trustees of THE FARRAR FAMILY TRUST, dated FEBRUARY 2, 2005,

all that real property situated in the County of Lyon, State of Nevada, described as follows:

See EXHIBIT "A" (LEGAL DESCRIPTION),
 Attached hereto and made a part hereof.

Address: 115 Mt. Grant Drive, Smith, NV 89430

9-15-05
 Dated

Richard Farrar
 RICHARD FARRAR

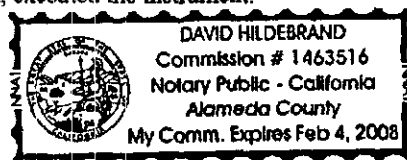
State of California

County of San Mateo

) ss

Dolores M. Farrar
 DOLORES M. FARRAR

On 9-16-05, before me, David Hildebrand, a Notary Public for the State of California, personally appeared RICHARD FARRAR and DOLORES M. FARRAR, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument the persons, or the entity on behalf of which the persons acted, executed the instrument.



[Seal]

WITNESS my hand and official seal.

D. Hildebrand
 Notary Public, State of California

Exhibit 28

Exhibit 29

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

X
Date: 11-14-05

X Michael P. Flood
Signature
Michael P. Flood
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are
acting as: _____ of
(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of
Summons. I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections
to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent
me in these proceedings, I identify that attorney below, along with his or her mailing address,
telephone number, and facsimile number:

1 Attorney:

2
3 Address:

4
5
6 Phone Number:

7 Fax Number:

8 *M. P. Flood*

9 (Signature)

10
11 Michael P. Flood

12 (Printed or typed Name)

13
14 with rights of survership

15 (Entity, if any, on whose
16 behalf you are appearing)

17
18 (Address)

19 (Telephone number)
20
21
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**NOTICE OF LAWSUIT AND REQUEST FOR
WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS**

TO:

Levane Forsythe
1425 Highway 208
Yerington, NV 89447

NEW OWNER: Murl E. Williams, Jr.

You have been named as a Defendant in a civil action filed in the United States District Court in Reno, Nevada, entitled *United States v. Walker River Irrigation District* and assigned the court docket number In Equity C-125, Subfile C-125-B. You have been named as a Defendant because you are among a large number of persons and entities identified as having an ownership interest in certain water rights that the Court has directed to be included in this case.

You should note that on May 27, 2003, the Court stayed all proceedings in this matter, except for service-related matters, to allow the United States, the State of Nevada, the State of California, the Walker River Paiute Tribe, the Walker River Irrigation District, Mono County, California, Lyon County, Nevada, Mineral County, Nevada, and the Walker Lake Working Group ("Mediating Parties") to attempt to mediate a settlement. *Order Governing Mediation Process* (May 27, 2003). Although the Mediation Process is confidential, the Mediation Process Agreement signed by the Mediating Parties recognizes that all parties to this case, among others, will need to be informed at appropriate times about the Mediation Process.

Rule 4 of the Federal Rules of Civil Procedure provides that under certain circumstances you can avoid being assessed the cost of being personally served if you do not sign a waiver and accept service by mail. The materials that have been sent you in this package include a waiver form, instructions, and a self-addressed, stamped envelope for returning the waiver form. There are also other documents enclosed that address the sale or other conveyance of your water rights or if you believe that you should not be a party to this lawsuit. **Please read these materials carefully, as they are important to your legal rights.** Please note that some of these papers are single-sided and others are double-sided.

Enclosed are the following [8] documents:

1. **Notice of Lawsuit and Request for Waiver of Service of Notice in Lieu of Summons:** *That is the title of this document (see the title at the top of this page). Please begin your review with this 5-page document. (This document is double-sided, except page 1.)*
2. **Waiver of Service of Notice in Lieu of Summons:** *Two copies of this document are enclosed, one for your records and one that you may send in the enclosed envelope to SUSAN L. SCHNEIDER of the United States Department of Justice, if you choose to execute the document. (This document is single-sided.)*
3. **Notice of Appearance and Intent to Participate:** *(This document is single-sided.) If you choose to sign this document, you must file the original with the District Court and you*

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

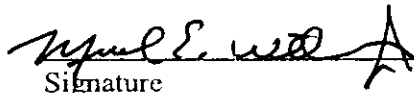
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: DECEMBER 21, 2005

 _____
Signature

Murl E. Williams, Jr.

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are
acting as: _____ of
(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
400 South Virginia Street, Suite 301
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of
Summons, I am mailing a copy of this document to:

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections
to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

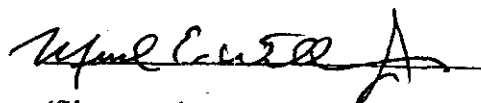
5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent
me in these proceedings, I identify that attorney below, along with his or her mailing address,
telephone number, and facsimile number:

1 Attorney:

2
3 Address:

4
5
6 Phone Number:

7 Fax Number:

8 
9 (Signature)

10
11 Murl E. Williams, Jr.
12 (Printed or typed Name)

13
14
15 (Entity, if any, on whose
16 behalf you are appearing)
17 1425 Hwy 208
18 Yerington, NV 89447
19 (Address)
20 775-463-7624
21 (Telephone number)
22
23
24
25
26
27
28

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: October 26, 2005

Signature


Gary J. Garms

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are
acting as: _____ of
(Title)

(Corporate, Trust, Partnership or other entity)

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

FILED

OCT 27 PM 3:22

LANCE S. WILSON
CLERK

BY DEPUTY NO. C-125

SUBFILE NO. C-125-B

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,
a corporation, et al.,

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk
United States District Court for the
District of Nevada
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Reno, Nevada 89501

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Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, Colorado 80160

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in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent
me in these proceedings, I identify that attorney below, along with his or her mailing address,
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